

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Irrigation & CAD (PW) Dept., - SRSP- Stage-II – Orders of Hon'ble High Court in W.P.No.20564 of 2011, dated:28.06.2012 filed by M/s. UAN MAX Infra Ltd., Hyderabad (formerly known as M/s. G. Venkat Reddy & Co., re-designated as Max Infratech (India) Pvt. Ltd.) – Sanction of payment of SSR- 2006-07 without tender discount for the work executed beyond the agreement period for the works "EWE & FE of DBM 60 from Km. 50.000 to 55.590 (Thallampadu Branch canal) including construction of structures of SRSP-II"- Orders- Issued.

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IRRIGATION & CAD (PW:M&MI-T-III) DEPARTMENT

G.O. Rt. No. 606

Date:21-9-2013

Read the following

1. Representation from Max Infrastructure India Pvt. Ltd. Lr. No. Max Infra(I) (GVR/HO/F53/79, Dated:07-09-2010
2. Govt. Memo No. 27362/Maj. Irr.III/A1/2010-3, Dated:03-05-2011.
3. From the CE, GLIS, Warangal Lr. No. CE/ GLIS/ Wgl/ TS/ TS6/ F.203 Vol.III/1937, Dated:18-08-2011.
4. Orders of Hon'ble High Court in W.A. No. 214/2013, dated:11-03-2013 in W.P. No. 20564 of 2011, dated: 28.06.2012

ORDER:

In the reference 1st read above, the agency has represented to consider their case to finalize the payment without tender discount in accordance with G.O. Rt. Nos. 75, 76 & 77 Dated:29-01-2010 for the work of "EWE & FE of DBM -60 from Km. 50.000 to 55.590 (Thallampadu Branch canal) including construction of structures of SRSP-II".

2. In the reference 2nd read above, Government have issued orders indicating that the request of the agency is not considered and the orders issued in G.O. Rt. No. 44, Irrigation & CAD (PW:Maj. Irr. III) Department., Dated:19-01-2010 holds good.

3. Aggrieved by this, the agency UAN MAX Infra Ltd. (formerly known as M/s G. Venkat Reddy & Co. re-designated as MAX Infratech (India) Pvt. Ltd. Hyderabad) has approached Hon'ble High Court in W.P. No. 20564 of 2011, dated: 21-07-2011 for payment as per SSR for the corresponding period of work without tender discount as was paid in G.O. Rt. Nos. 75,76 & 77, Irrigation & CAD (PW. Maj. Irr. III) Dept., Dated: 29-01-2010 as was done in the case of M/s. Raghava Constructions.

4. In the reference 3rd read above, the Hon'ble High Court in its orders dated:28-06-2012 in W.P. No. 20564 of 2011 filed by the agency passed the following order...

"Under the circumstances, the impugned Memo., dated:03.05.2011 is set aside and the 1st respondent shall reconsider its order in G.O.Rt.No.44, dated:19.01.2010 imposing tender discount on the payment to be made to the petitioner in respect of the subject work and pass appropriate orders afresh extending the same treatment extended to M/s. Raghava Constructions under G.O.Rt.Nos.75, 76 and 77, dated:29.01.2010. The 1st respondent shall complete the said exercise within a reasonable time, at any rate within 90 days from the date of communication of this order. The writ petition is disposed of accordingly with the above direction. No costs."

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5. The Government has approached the Hon'ble High Court in W.A. No. 214/2013 against the orders of High Court in W.P. No. 20564/2011 as indicated supra.

6. In the reference 4th read above, the Hon'ble High Court in its orders dated:11-03-2013 in W.A. No. 214/2013 has dismissed the W.A. filed by the Government.

7. Government after careful examination of the request of the agency keeping in view, the orders of Hon'ble High Court in W.P. No. 20564/2011, Dated:28-06-2012 and subsequent orders in W.A. No.214/2013, Dated:11-03-2013 hereby direct and sanction is hereby accorded to the Chief Engineer, GLIS, Warangal to consider for the payment of SSR 2006-2007 with out tender discount for the work executed beyond the agreement period to M/s. G. Venkat Reddy & Co., Engineers & Contractors, Hyderabad, presently known as Max Infratech (India) Pvt. Ltd., for the works "EWE & FE of DBM-60 from Km. 50.000 to 55.590 (Thallampadu Branch canal) including construction of structures of SRSP-II" as was paid in G.O. Rt. Nos. 75, 76 & 77, I&CAD (PW. Maj. Irr. III) Dept., Dated: 29-01-2010 as was done in the case of M/s. Raghava Constructions.

8. This order issues with the concurrence of Finance (W&P) Dept. vide their U.O. No. 5473/F4(2)/10-1, Dated:23-11-2010.

9. The Chief Engineer, GLIS, Warangal shall take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**ADITHYA NATH DAS
PRINCIPAL SECRETARY TO GOVERNMENT**

To
The Chief Engineer, GLIS,
Chinthagattu, Hanumakonda, Warangal Dist.,
Copy to:
The Accountant General, A.P., Hyderabad
The Director of Works & Accounts, Hyd.,
The Finance (W&P) Dept.,
The OSD to Minister (M&MI)
P.S. to Principal Secretary (AD)
P.S. to Special Secretary (KS)
P.S. to Special Secretary to CM
SF/SC.

//FORWARDED BY ORDER//

SECTION OFFICER